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6  
7 UNITED STATES DISTRICT COURT  
8 NORTHERN DISTRICT OF CALIFORNIA

9 UNITED STATES OF AMERICA, ) No.97-40155-SBA  
10 )  
Plaintiff, )  
11 ) STIPULATED REQUEST TO CONTINUE  
v. ) HEARING DATE TO OCTOBER 21, 2013  
12 ) AND ~~PROPOSED~~ ORDER  
13 )  
GREGORY MORTON, )  
14 )  
Defendant. )  
15 )  
\_\_\_\_\_ )

16  
17 The above-captioned matter is set on September 19, 2013 before the Hon. Kandis A.  
18 Westmore for a STATUS hearing. The parties jointly request and stipulate that the Court  
19 continue the matter to October 21, 2013 at 9:30 a.m. for STATUS before the Oakland Duty  
20 Magistrate.

21 Mr. Morton currently has a state court hearing scheduled for September 19, 2013, so  
22 there is a scheduling conflict with the appearance before this court. Additionally, the parties  
23 expect that it will be another month before the results of the state court proceedings are known.  
24 The parties also request additional time to assess and discuss this matter. The Probation Office  
25 does not object to this request.  
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DATED: September 19, 2013

/S/  
ANDREW HUANG  
Assistant United States Attorney

DATED: September 19, 2013

/S/  
JOHN PAUL REICHMUTH  
Assistant Federal Public Defender  
Counsel for Gregory Morton

**ORDER**

Based on the reasons provided in the stipulation of the parties above,

IT IS HEREBY ORDERED that the STATUS date of September 19, 2013, scheduled at 9:30 a.m., before the Honorable Kandis A. Westmore, be vacated and reset for October 21, 2013, at 9:30 a.m. for STATUS before the Oakland Duty Magistrate.

This matter is a supervised release proceeding, so no time need be excluded under the Speedy Trial Act.

September 17, 2013

Kandis Westmore  
HON. KANDIS A. WESTMORE  
United States Magistrate Judge